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10 Attorneys for Defendants  
11 TREND MICRO INCORPORATED, a California corporation,  
TREND MICRO INCORPORATED, a Japanese corporation, and  
TREND MICRO INCORPORATED, a Taiwanese corporation.

1 FORTINET, INC., a Delaware corporation,  
2 Plaintiff,  
3  
4 v.  
5  
6 TREND MICRO INCORPORATED, et al.,  
7 Defendants.

Civil Case No.: CV 10-0048 MMC

DIRECTIONS TO DEFENDANTS AND

**[PROPOSED] ORDER GRANTING  
DEFENDANTS' ADMINISTRATIVE  
MOTION TO FILE UNDER SEAL (1)  
PORTIONS OF MEMORANDUM OF  
POINTS AND AUTHORITIES IN  
SUPPORT OF MOTION FOR  
SANCTIONS, (2) EXHIBITS 8 AND 19  
TO DECLARATION OF ANDREW C.  
BYRNES IN SUPPORT OF MOTION  
FOR SANCTIONS, AND (3) EXHIBIT  
2 TO DECLARATION OF ROBERT  
D. FRAM IN SUPPORT OF MOTION  
FOR SANCTIONS**

*[Submitted in connection with Defendants' Motion for Sanctions]*

~~Date: May 14, 2010~~

Time: 9:00 a.m.

**Location: Courtroom 7, 19th Floor  
Judge: Hon. Maxine M. Chesney**

1       Upon consideration of Defendants Trend Micro Incorporated, a California corporation,  
2 Trend Micro Incorporated, a Japanese corporation, and Trend Micro Incorporated, a Taiwanese  
3 corporation (collectively “Trend Micro”) Administrative Motion for Leave to File Under Seal  
4 (1) portions of Trend Micro’s Memorandum of Points and Authorities in support of its Motion  
5 for Sanctions, (2) Exhibits 8 and 19 to the Declaration of Andrew C. Byrnes in support of  
6 Defendants’ Motion for Sanctions (“Byrnes Declaration”), and (3) Exhibit 2 to the Declaration  
7 of Robert D. Fram in support of Defendants’ Motion for Sanctions (“Fram Declaration”)

8           IT IS HEREBY ORDERED that Trend Micro’s Administrative Motion is GRANTED.  
9 Accordingly, the following portions of Trend Micro’s Memorandum of Points and Authorities  
10 in support of its Motion for Sanctions shall be filed under seal:

- 11           (a). 2:8-9 (from “Trend” through “infringement”);  
12           (b). 2:10-12 (from “[b]y” through “covenant”);  
13           (c). 3:3-4 (from “Trend” to “infringement”);  
14           (d). 5:23-24 (from “Trend” to “infringement”);  
15           (e). 5:25-26 (from “[b]y” to “covenant”);  
16           (f). 8:5-6 (from “By” to “covenant”);  
17           (g). 10:8-9 (from “Trend” to “protected”);  
18           (h). 10:10-11 (from “By” to “covenant”);  
19           (i). 10:15 (from “Trend” to “customers”);  
20           (j). 10:17-18 (from “Trend” to “infringement”);  
21           (k). 10:21 (from “it” to “business”).

22           Exhibits 8 and 19 to the Byrnes Declaration, and Exhibit 2 to the Fram Declaration, shall  
23 be filed under seal in their ~~entirety~~ unredacted form. Defendants are DIRECTED to file in the  
24 public record, no later than April 14, 2010, redacted versions of Exhibits 8 and 19 to the Byrnes  
Declaration and of Exhibit 2 to the Fram Declaration.

25           IT IS SO ORDERED.

26           DATED: April 9 \_\_\_\_\_, 2010

  
The Hon. Maxine M. Chesney  
United States District Judge  
Northern District of California